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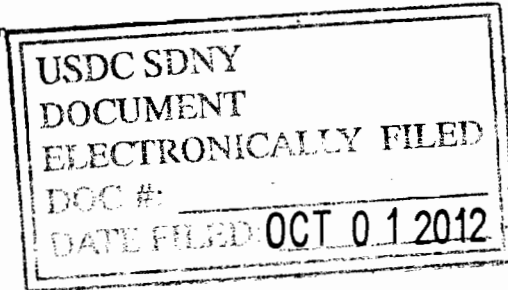
GRAIS & ELLSWORTH LLP

Mark B. Holton
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September 28, 2012

By Facsimile

The Honorable Laura Taylor Swain
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007-1312



MEMO ENDORSED

*Federal Deposit Insurance Corporation as Receiver for Citizens National Bank
and Strategic Capital Bank v. Bear Stearns Asset Backed Securities I LLC., et al.,
No. 12-cv-4000 (LTS) (MHD)*

Dear Judge Swain:

In accordance with paragraphs 1 and 2 of the Stipulation and Order signed by the Court on August 28, 2012 and filed on August 29, 2012, the FDIC hereby advises the Court and all other parties that in lieu of opposing the defendants' pending motion to dismiss, the FDIC will amend its complaint. As the Stipulation and Order provides, the FDIC will file and serve its amended complaint no later than 14 days from the date of this letter.

Respectfully,

A handwritten signature in black ink, appearing to be "M. Holton".

Mark B. Holton

cc: All Counsel of Record (by email)

*The clerk of Court is
directed to terminate
Docket Entry No. 58.*

SO ORDERED.

NEW YORK, NY

Sep 28, 2012

A handwritten signature in black ink, appearing to be "Laura Taylor Swain".

LAURA TAYLOR SWAIN

UNITED STATES DISTRICT JUDGE